IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

THURSDAY, THE 22ND FEBRUARY 2007 / 3RD PHALGUNA 1928

WP(C).No. 5178 of 2007(N)

PETITIONER:

A.ABDUL SALAM,SECRETARY,QUILON MEDICAL TRUST,RESIDING AT PATTATHIL,AYATHIL,KOLLAM.

BY ADV. SRI.P.GOPALAKRISHNAN NAIR
SRI.A.ABDUL KHARIM
SRI.THOUFEEK AHAMED
SRI.A.SAMEER (TRIVANDRUM)
SRI.A.SAJAD

RESPONDENTS:
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1. STATE OF KERALA REP. BY CHIEF SECRETARY, SECRETARIAT, TRIVANDRUM.

2. DIRECTOR GENERAL OF POLICE, POLICE HEAD QUARTERS, THIRUVANANTHAPURAM.

3. THE DISTRICT SUPERINTENDENT OF POLICE, KOLLAM.

4. THE CIRCLE INSPECTOR OF POLICE, CHATHANNOOR, KOLLAM.

5. THE SUB INSPECTOR OF POLICE, KOTTIYAM KOLLAM.

6. PODIAN, S/O.KUTTAN,MAHESH BHAVAN,MYLAPUR UMAYANALLOOR P.O.

7. RAJEEVAN, S/O.DEVAN, MAHESH BHAVAN, MYLAPUR, MAYANALLOOR P.O.

8. HARIDAS,S/O.CHELLAPPAN,PUTHEN VEEDU,
MYLAPUR,UMAYANALLOOR P.O.

9. SHAREEF,S/O.ASSANARUPILLAI,HAMTHODU,
MYLAPUR,UMAYANALLOOR P.O.

BY GOVT.PLEADER SRI.P.A.SALIM

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 22/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C).5178/2007

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: COPY OF THE TRUST DEED DATED 10.8.2003.

EXT.P2: COPY OF THE GO(RT)NO.1070/06/H & FWD DATED 29.3.2006.

EXT.P3: COPY OF THE CERTIFICATE NO.58820/S3/2005/H & FWD DATED 27.5.2006.

EXT.P4: COPY OF THE CERTIFICATE NO.2120/06 DATED 3.6.2006.

EXT.P5: COPY OF THE CERTIFICATE NO.M3.2657/2006 DATED 14.7.2006.

EXT.P6: COPY OF THE ORDER NO.K.DIS.11362/06/A DATED 19.12.2006.

EXT.P7: COPY OF THE COMPLAINT FILED BY THE PROJECT MANAGER OF THE TRUST DATED 27.1.2007.

EXT.P8: COPY OF THE FIR IN CRIME NO.56/07 OF KOTTIYAM POLICE STATION DATED 27.12007.

EXT.P9: COPY OF THE COMPLAINT FILED BY THE PETITIONER BEFORE THE 5TH RESPONDENT DATED 12.2.2007.

/TRUE COPY/

J.B.KOSHY & T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C).NO.5178 OF 2007 (N)

Dated this the 22nd day of February, 2007

J U D G M E N T

KOSHY,J.

This is a petition for police protection. It is the case of the petitioner that Kollam Charitable Trust in which petitioner is the Secretary is developing the property. But respondents 1 to 5 are obstructing the same and lives of petitioner and other trustees are in danger. Govt.Pleader submitted that already case was registered against the son of 6th respondent and some others. If there is any objection in developing the land, it is for the respondents to approach civil court or statutory authorities. But they cannot take law into their hands. In the above circumstances, police is directed to grant adequate protection to the petitioner and members of the trust unless there is any prohibitory orders from the civil court or statutory

authorities. With the above direction this writ petition is disposed of.

J.B.KOSHY, JUDGE

T.R.RAMACHANDRAN NAIR, JUDGE

prp

J.B.KOSHY & K.P.BALACHANDRAN, JJ.

O.P.NO. OF 2006 ()

J U D G M E N T

1th January, 2007